



Serial No. 10/691,967

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Robert Garrett	Docket No.: GARR-0009 RPB REF: GARR-0009
Serial Number: 10/691,967	Art Unit: 3724
Filing Date: October 24, 2003	Examiner: CAROLYN T. BLAKE
Title: ROOFMATES™ SHINGLES AW™	

CERTIFICATE OF MAILING

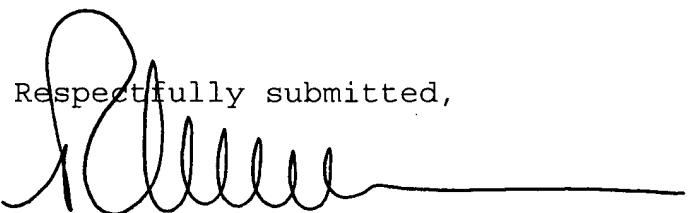
Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

I hereby certify that this correspondence and the attached correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

on August 15, 2005.

Respectfully submitted,

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August 15, 2005
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RESPONSE TO RESTRICTION REQUIREMENT UNDER 35 U.S.C. 121

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

In response to the Office Action dated June 14, 2005 requiring an ELECTION OF SPECIES, applicant provides the following response.

The undersigned elects Group IV for examination without traverse. Of this group, applicant species Group B for further examination. Applicant submits that claims 1-5, 7-9, 14-18, and 20-22 read on these elected species.

As an initial comment, applicant appreciates that the present invention discloses a plethora of inventions. Applicant has filed a number of applications directed toward various roofing inventions. However, the present application is focused to one

area of applicant's numerous roofing inventions, namely cutting devices.

These cutting devices can be divided into two main groups, the SHINGLESAW™ air-powered rotary saw, and the AIR KNIFE™ air powered reciprocating knife. While the Examiner has characterized the application as containing eight distinct species, Species I, II, VII, and VIII are all directed toward the AIR KNIFE™. While there are some mildly different embodiments presented herein, applicant is somewhat confused as to why Figures 23 and 24 were classified separately from Figure 25.

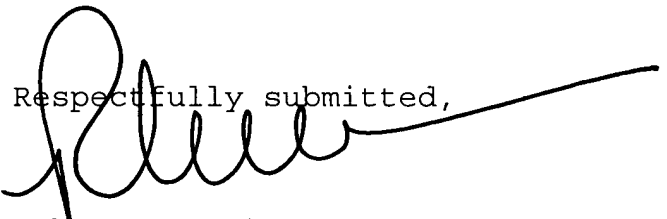
Similarly, species III, IV, and V are directed toward the SHINGLESAW™, with the embodiment of Figures 4 and 5 representing the saw presently on sale at www.roofmates.com and also available through various supply catalogs. A mass-produced version of this saw is slated for introduction into Home Depot stores this fall. Hence, applicant is presently electing that embodiment for present Examination.

The second ELECTION OF SPECIES requirement relates to blade design. The Examiner appreciates that blade design is an important component of the present invention. The blade design of Figure 7 is hereby elected for further examination.

With regard to the claims, the election requirement does not substantially reduce the number of claims for examination, other than to distinguish between the broad categories of SHINGLES AW™ and AIR KNIFE™ and to eliminate one claim based upon number of blade teeth. Thus, claims 1-5, 7-9, 14-18, and 20-22 remain for examination.

The Examiner is encouraged to visit www.roofmates.com to view more pictures of applicant's SHINGLES AW™ invention. The Examiner is also encouraged to view applicant's co-pending applications related to roofing inventions.

As a full and complete response to the ELECTION REQUIREMENTS has been provided, Examination on the Merits is respectfully requested.

Respectfully submitted,


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August 15, 2005
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